



# City of Costa Mesa Council Agenda

## TUESDAY, JULY 17, 2007

**Allan Mansoor**  
Mayor

**Linda Dixon**  
Council Member

**Eric Bever**  
Mayor Pro Tem

**Katrina Foley**  
Council Member

**Wendy Leece**  
Council Member

City Attorney  
Kimberly Hall Barlow

City Manager  
Allan Roeder

Development Services Director  
Donald Lamm

Public Services Director  
William Morris

City Clerk  
Julie Folcik

**Council Chambers, 77 Fair Drive**  
**5:00 p.m. – Closed Session   and   6:00 p.m. – Council Meeting**

TIME LIMIT FOR CITY COUNCIL MEETINGS: Except by majority vote of the City Council to continue, meetings shall conclude at midnight. If there is unfinished business on the Agenda, those items will be continued to the next regularly scheduled City Council meeting, pursuant to Resolution No. 05-8.

### **Welcome to the City Council Meeting**

Your attendance at this public meeting is valued and appreciated.

The following City codes, guidelines, and reminders are provided for your information:

1. In accordance with Costa Mesa Municipal Code, Sec. 2-64 (1): No person in the audience shall "engage in disorderly, disruptive, disturbing, delaying or boisterous conduct including but not limited to, handclapping, stomping of feet, whistling, making noise, use of profane language or obscene gestures, yelling or similar demonstrations, which may disrupt the peace and good order of the Council proceedings."
2. All cell phones and pagers are to be turned off or set to vibrate. Members of the audience are requested to step outside the Council Chambers to respond to a page or to conduct a phone conversation.
3. In accordance with City Council Policy 000-11, and among other requirements, any video submitted for display at a public meeting must have been previously reviewed by staff to verify appropriateness for general audiences. A copy of this policy is available at City Hall during normal office hours.

4. Please use the podiums on either side of the dais to speak to the City Council. Direct all verbal communications, requests, and/or questions to the Mayor.
5. Any written communications, pictures, etc., to be provided to the Council should be directed to the City Clerk. Any exhibits to be displayed on the overhead screen may be given to the appropriate staff member.

NOTE: In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the City Clerk, (714) 754-5225. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting. [28 CFR 35.102.35.104 ADA Title II].

## **CLOSED SESSION**

### **5:00 p.m.**

At the conclusion of the Public Comment, the City Council will recess to Conference Room 1B for Closed Session. Please note that if there are not any closed session items listed, City Council will convene at its regular meeting time of 6:00 p.m.

#### **I ROLL CALL**

- II PUBLIC COMMENTS** Members of the public are welcome to address the City Council only on those items listed on the Closed Session agenda. Each member of the public will be given three (3) minutes to speak.

#### **III CLOSED SESSION:**

1. Conference with Allan Roeder, City Manager, and Labor Negotiator, Agency Negotiator: Steve Mandoki, Administrative Services Director, and Terri Cassidy, Human Resources Manager regarding Employee Organizations: Costa Mesa City Employee Association (CMCEA) and Costa Mesa Firefighters Association (CMFA) pursuant to Government Code Section 54957.6.
2. Conference with Legal Counsel – Anticipated Litigation: Initiation of litigation, one case, pursuant to Government Code Section 54956.9(c)

**RECESS TO STUDY SESSION:**

*The Council will recess to and convene an Agenda Review Study Session beginning at 5:30 p.m. in Conference Room 1-A of City Hall. The public is welcome to attend and offer comment.*

*Pursuant to Resolution No. 05-8, each member of the public will be given an opportunity to speak for one (1) minute on Study Session agenda items. A maximum overall time of ten (10) minutes will be permitted for public comment. Note that no action may be taken by the City Council prior to the 6:00 p.m. meeting.*

**RECONVENE REGULAR MEETING**

**REGULAR CITY COUNCIL AGENDA**

**6:00 p.m.**

**PLEDGE OF ALLEGIANCE**      Council Member Wendy Leece

**MOMENT OF SOLEMN  
EXPRESSION**

*[Per Council Policy 000-12, these presentations are made by community volunteers stating their own views. The Council disclaims any intent to endorse or sponsor the views of any speaker. Interested presenters, please contact the City Clerk's office.]*

**ROLL CALL**

**CLOSED SESSION REPORT**

**PRESENTATIONS**                      Status of Dedication and Ribbon Cutting of Costa Mesa  
Veterans Memorial

**SPEAKERS: PLEASE PRINT YOUR NAME AND ADDRESS (Optional) ON THE SPEAKER  
FORM(S) AND PRESENT TO THE CITY CLERK PRIOR TO THE ITEM.**

**PLEASE NOTE:**

- **YELLOW FORM IS FOR PUBLIC COMMENTS – TOPICS NOT ON THE AGENDA.**
- **GREEN FORM IS FOR AGENDA ITEMS. PLEASE FILL OUT FOR EACH AGENDA ITEM YOU WISH TO ADDRESS.**

IV      **PUBLIC COMMENTS:** To ensure fair and equal treatment of all who appear before the City Council and to expedite City business, speakers will be limited to three (3) minutes each to address any item within the City Council's jurisdiction and which is not listed on the Agenda. The three-minute per speaker time limit may be extended for good cause by the Mayor, or by majority vote of City Council Members.

V      **COUNCIL MEMBERS' REPORTS, COMMENTS, AND SUGGESTIONS**

1. Council Member Linda Dixon

2. Mayor Pro Tem Eric Bever
3. Council Member Wendy Leece
4. Mayor Allan Mansoor
5. Council Member Katrina Foley

VI **CONSENT CALENDAR:** All matters listed under the Consent Calendar are considered to be routine and will be acted upon in one motion. There will be no separate discussion of these items unless members of the City Council, staff, or the public request specific items to be discussed and/or removed from the Consent Calendar for discussion. Items removed from the Consent Calendar will be discussed and voted upon immediately following City Council action on the remainder of the Consent Calendar.

Members of the public who wish to discuss Consent Calendar items should come forward to the microphone upon invitation by the Mayor, state their name, city in which they reside, and item number to be addressed.

#### **CONSENT CALENDAR ITEM NOS. 1 THROUGH 8**

##### Written Communications

1. Reading Folder.

**Recommendation: Receive and process**

##### Minutes

2. Regular Meeting of June 19, 2007.

**Recommendation: Approve**

##### Warrants

3. Warrant Resolution 2169, funding City operating expenses for \$686,557.23.

**Recommendation: Approve**

CONSENT CALENDAR—continued

Warrants

4. Warrant Resolution 2170, funding Payroll No. 713 for \$2,344,961.22 and Payroll No. 712A for \$2,668.44, and City operating expenses for \$1,019,925.19 including payroll deductions.

**Recommendation: Approve**

Administrative Actions

5. [Professional Services Agreement and Purchase Request with A.C.T. GIS, Inc., 19000 Grovewood Drive, Corona, for support services for the City's Geographic Information System \(GIS\), in the amount of \\$83,747.](#)

**Recommendation: Approve; authorize the Mayor and City Clerk to sign**

6. [Agreement for right-of-way acquisition and escrow instructions with Superior 17<sup>th</sup> LLC, 14500 Firestone Boulevard, La Mirada, for a portion of property at 1726 Superior Avenue for the Newport Boulevard Improvement Project.](#)

**Recommendation: Approve; authorize the Mayor and City Clerk to sign**

7. [Final Map for Tract No. 16926 located at 2287 and 2295 Pacific Avenue, Costa Mesa, to convert ten \(10\) residential numbered lots and one lettered lot for a common interest residential development.](#)

**Recommendation: Approve; authorize the City Engineer and City Clerk to sign**

8. [Appoint Council Representative and Alternate for the Transportation Corridor System \(TCS\) Board.](#)

**Recommendation: Appoint Mayor Pro Tem Bever as the City's representative and Council Member Foley as alternate.**

-----END OF CONSENT CALENDAR-----

VII PUBLIC HEARINGS - 7:00 p.m. (Resolution No. 05-55)

1. PUBLIC HEARING: Appeal of Planning Commission's denial of Planning Application PA-06-59 and Parcel Map PM-06-250, for Louie Del Real, authorized agent for Aurelio Pimentel, for a residential common interest development conversion of four apartment units into condominiums and a parcel map to facilitate the conversion, located at 1843 Pomona Street, in an R2-HD zone (Multiple-Family Residential District, High Density). Environmental Determination: exempt.

**Recommendation:** Adopt resolution to uphold, reverse, or modify Planning Commission's decision

2. PUBLIC HEARING: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, ORDERING THE VACATION OF PAULARINO AVENUE BETWEEN AIRWAY AVENUE AND JOHN WAYNE AIRPORT SUBJECT TO CONDITIONS.

**Recommendation:** Adopt resolution; and direct City Clerk to record the Quitclaim Deed

#### VIII OLD BUSINESS

1. From the meeting of July 3, 2007, second reading and adoption of Ordinance 07-15, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, REZONING THREE PARCELS TOTALING 1.68 ACRES FROM R2-HD AND R3 (MULTIPLE-FAMILY RESIDENTIAL) TO PLANNED DEVELOPMENT RESIDENTIAL HIGH DENSITY (PDR-HD) FOR PROPERTY LOCATED AT 372, 378, AND 382 VICTORIA STREET.

**Recommendation:** Adopt Ordinance No. 07-15, to be read by title only, and waive further reading

2. From the meeting of July 3, 2007, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COSTA MESA, CALIFORNIA, AMENDING TITLE 3 OF THE COSTA MESA MUNICIPAL CODE RELATING TO ANIMAL REGULATIONS AND SECTION 12-42 RELATING TO DOGS.

**Recommendation:** Introduce ordinance for first reading, read by title only, and waive further reading

OLD BUSINESS—continued

3. [From the meeting of October 18, 2005, Parks and Recreation Commission Recommendations Regarding Paularino Park.](#)

**Recommendation:** Accept, modify or reject the recommendations of the Parks and Recreation Commission regarding designation of Paularino Park for passive use and/or installation of landscape and signage elements

IX NEW BUSINESS

1. [Field Use and Allocation Policy.](#)

**Recommendation:** Approve revisions

X REPORTS

City Attorney:

City Manager:

XI ADJOURNMENT – Next Regular City Council Meeting August 7, 2007.